

PUBLISHED BY AUTHORITY.

No. 52.

## PAGE.

Chief Commissioner of Lands & Works.  
Lands and Works Department,  
Victoria, Dec. 12<sup>th</sup> 1874.



PROVINCIAL SECRETARY'S OFFICE,  
11th December, 1874.

NOTICE IS HEREBY GIVEN, that Saturday, 26th December, 1874, and Saturday 2nd January, 1875, will be observed as Public Holidays at the Public Offices, which will be closed on these days.

By Command.

JOHN ASH,  
*Provincial Secretary.*

### NOTICE.

TOWNSHIPS NO. 3 and 7, NEW WESTMINSTER DISTRICT.

NOTICE IS HEREBY GIVEN, in accordance with Clause 23, "Land Act, 1874," that the vacant Crown Lands situate within the exterior lines of Townships No. 3 and 7, New Westminster District, are open for pre-emption or purchase.

ROBERT BEAVEN,  
*Chief Commissioner of Lands & Works.*  
*Lands & Works Department,*  
*Victoria, November 28th, 1874.*

### NOTICE.

BLOCK THREE NORTH, RANGE 6 WEST, NEW WESTMINSTER DISTRICT.

NOTICE IS HEREBY GIVEN, in accordance with the provisions of the "Land Act, 1874," that the following land in Block Three North, Range Six West, New Westminster District, has been subdivided by Survey, and the Map has been deposited in the office of HENRY V. EDMONDS, Commissioner, New Westminster.

Lots, 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 20, 21, 22.

ROBERT BEAVEN,  
*Chief Commissioner of Lands and Works.*  
*Lands & Works Office,*  
*Victoria, 17th October, 1874.*

### NOTICE.

TOWNSHIPS No. 1 AND 2, NEW WESTMINSTER DISTRICT.

NOTICE IS HEREBY GIVEN, in accordance with the provisions of the "Land Act, 1874," that the land included within the boundaries of Townships No. 1 and 2, New Westminster District, have been subdivided by survey, and the maps thereof have been deposited in the office of Henry V. Edmonds, Commissioner, New Westminster.

ROBERT BEAVEN,  
*Chief Commissioner of Lands & Works.*  
*Lands & Works Department,*  
*Victoria, 3rd October, 1874.*

#### EXTRACT FROM "LAND ACT, 1874."

21. Where an official survey shall be made, in which shall be included the land the right to which has been acquired previous to the passing of this Act, but for which a Crown Grant has not been issued, and a map of such survey shall have been deposited in the office of the Commissioner, and notice thereof shall have been published in the British Columbia Gazette, the lawful claimant of such land shall, within three months thereafter, make and file with the Commissioner a written and dated statement, describing the land claimed and the locality of his improvements thereon, based upon the survey made, and fully describing the legal subdivision claimed, and shall also make and file with the Commissioner a declaration, in such form as may be required by the Commissioner, signed by himself and two residents in the locality of such land, or two persons acquainted with the facts; and unless two or more parties are claimants of the same land, the Commissioner shall, at the expiration of such three months, enter such land so rectified by such survey in the name of such claimant in the District Register.

22. If, within three months after the making of such survey and a deposit of the map of such survey in the office of the Commissioner, and a notice thereof published in the British Columbia Gazette, the claimant mentioned in the preceding clause shall fail to make and furnish the written and dated statement and declaration required as aforesaid; or if such

declaration shall be fraudulently obtained, or if it shall contain wilfully false statements, the land so entered, with all improvements thereon, shall be forfeited to the Crown, and such settler shall have no further right therein or thereto; and the Chief Commissioner of Lands and Works may cancel the record of such land in the books of the Land Office, and the certificate given on the making of such record shall thenceforth be deemed null and void to all intents and purposes whatsoever.

### NOTICE.

TOWNSHIP No. 4, NEW WESTMINSTER DISTRICT

NOTICE IS HEREBY GIVEN, in accordance with the provisions of the "Land Act, 1874," that Sections 1, 2, 3, 4, 5, 6, 12, 13, 19, 20, 21, 27, 28, and 29, Township No. 4, have been subdivided by survey, and the Map thereof has been deposited in the Office of Henry V. Edmonds, Commissioner, New Westminster.

ROBERT BEAVEN,  
*Chief Commissioner of Lands & Works.*  
*Lands & Works Department,*  
*Victoria, October 17th, 1874.*

### PUBLIC NOTICE.

SEALED TENDERS, endorsed, "Tender for Quesnelle River Bridge," will be received by the undersigned up to 12 o'clock noon of Thursday, 14th of January next, 1875, for the construction of a Bridge across the Quesnelle River.

Plans and specifications can be seen, and blank forms of tender and agreement to execute bond, can be obtained at the office of the Lands and Works Department, Victoria, and at the Town of Quesnelle.

Each Tender must be accompanied by an agreement to execute a bond, duly signed by the Contractor himself and two other responsible residents of the Province, in a penal sum amounting to one-third the contract price, for the faithful completion of the work.

No tender will be accepted unless accompanied with an agreement to execute a bond as above.

The lowest or any Tender not necessarily accepted.

ROBERT BEAVEN,  
*Chief Commissioner of Lands & Works.*  
*Lands & Works Department,*  
*Victoria, October 15th, 1874.*

### NOTICE TO CLAIMANTS OF LAND

NEW WESTMINSTER DISTRICT.

NOTICE IS HEREBY GIVEN, in accordance with the provisions the "Land Act, 1874," that the following lands situate in the District of New Westminster have been subdivided by survey, and the map thereof has been deposited in the office of Mr. H. V. Edmonds, New Westminster:—

TOWNSHIP No. 13.

Sections 1, 2, 11, 12, 13, 14, 22, 23, 24, 25, 26, 27, 34, 35, and 36.

TOWNSHIP No. 14.

Sections 8, 9, 16, 17, 18, 19, 20, 21, 28, 29, and 30.

TOWNSHIP No. 18.

West half of Section 1,  
East half of Section 2,  
West half of Section 12,  
East half of Section 11,  
South-West quarter of Section 13.  
South-East quarter of Section 14.

GROUP III.

Lots 6 and 8, on Burton's Prairie, in Township No. 18

GROUP I.

Lots 233, 234, and 235, near Port Moody.

And that claimants of any portion of this Land who have not obtained Crown Grants thereof, should prove up their claims in accordance with Clause 21, "Land Act, 1874."

Forms of Proof and Declaration can be obtained at the Office of the Commissioner, New Westminster.

ROBERT BEAVEN,  
*Chief Commissioner Lands and Works.*  
*Lands and Works Office,*  
*Victoria, 24th December, 1874.*



## NOTICE TO CLAIMANTS OF LAND. IN TOWNSHIPS No. 8, 10, 11.

New Westminster District.

NOTICE IS HEREBY GIVEN, in accordance with the provisions of the "Land Act, 1874," that a Map showing the Subdivision of the land included within the boundaries of Townships 8, 10, 11, into Thirty-six sections each, of one mile square, has been deposited at the office of Mr. Henry V. Edmonds, Commissioner, New Westminster, and that claimants of any portion of this Land, who have not obtained Crown Grants thereof, should prove up their claims in accordance with Clause 21, "Land Act, 1874."

Forms of Proof and Declaration can be obtained at the Commissioner's Office.

ROBERT BEAVEN,  
Chief Commissioner Lands and Works.  
Lands and Works Office,  
Victoria, 24th December, 1874.

## NOTICE TO CLAIMANTS OF LAND.

LILLOOET DISTRICT.

Township No.

NOTICE IS HEREBY GIVEN, in accordance with the provisions of the "Land Act, 1874," that the following lands situate in the District of Lillooet, opposite Big Dog Creek, right bank of Fraser River, have been subdivided by survey, and the Map thereof has been deposited in the office of C. E. Pope, Esq., Clinton.

Sections 1, 2, 3.  
East half of Section 4.  
" " 9.

Sections 10, 11, 12.  
Fractional Sections 13, 14.  
West half of Section 15.  
North " 16.

Sections 20, 21, 22.  
Fractional Section 25.  
Sections 26, 27, 28, 29, 34.  
South half of Section 35.  
Fractional Section 36.

And that claimants of any portion of this land who have not obtained Crown Grants thereof, should prove up their claims in accordance with Clause 21, "Land Act, 1874."

Forms of proof and declarations, can be obtained at the office of the Commissioner, Clinton.

ROBERT BEAVEN,  
Chief Commissioner Lands & Works.  
Lands & Works Office,  
Victoria, 19th December, 1874.

## PUBLIC NOTICE.

NOTICE IS HEREBY GIVEN, that in accordance with the provisions of the "Thompson Bridge Toll Act, 1864," and the "Thompson Bridge Ordinance, 1868," the moneys arising from the said Bridge and Tolls will, on and after Monday, the 28th of September, 1874, become part of the Public Revenue, and are to be accounted for as such.

ROBERT BEAVEN,  
Chief Commissioner of Lands and Works.  
Victoria, 24th September, 1874.

## Miscellaneous Notices.

### NOTICE

IS HEREBY GIVEN, that on and after the 15th of October, all mining claims legally held in the Omineca District, will be laid over until the 1st day of June, 1875.

FRANCIS PAGE,  
Assistant Gold Commissioner.  
Omineca, 9th October, 1874.

## GOLD COMMISSIONER'S NOTICE.

ON and after the 1st of November, next, all Claims in the Cariboo District, may be "laid over" till the 20th May, 1875, subject to the 9th Section of the "Gold Amendment Act, 1827."

H. M. BALL,  
Gold Commissioner.  
Richfield,  
7th October, 1874.

## PILOT BOARD NOTICE.

THE following Resolutions of the Pilot Board are published for general information.

By Order of the Board.

T. L. STAHLSCMIDT,  
Acting Chairman.

VICTORIA,  
5th December, 1874.

THE ship "Garza" having been stranded in Esquimalt Harbor on the 13th November, 1874, while in charge of Pilot A. McKinnon, and the Board having duly considered the evidence adduced as to the causes which led to the disaster in question, find that the said Pilot A. McKinnon has been guilty of not exercising the utmost diligence and attention in the prosecution of his duty, inasmuch as he failed to have his anchors ready, and prematurely dismissed the steam tug; and Pilot A. McKinnon having on two previous occasions had his Licence suspended, the Board have therefore suspended the Licence of the said Pilot A. McKinnon for 12 months from date hereof.

## PILOT BOARD NOTICE.

VICTORIA,  
10th December, 1874.

THE following Resolution of the Pilot Board is cancelled by order of the Board.

J. H. RAYMUR,  
Chairman.

VICTORIA,  
5th December, 1874.

Pilot Thomas Pamphlet, having been absent from duty without leave, contrary to Clause 7 of the By-Laws for the regulation of Pilots, his Licence is hereby revoked.

## PILOT BOARD NOTICE.

VICTORIA,  
21st December, 1874.

THE following resolution of the Pilot Board is published for general information.

By Order of the Board.

J. A. RAYMUR,  
Chairman.

VICTORIA,  
21st December, 1874.

Whereas the present Pilot Board having been established under a Local Ordinance dated the 2nd April 1867, and the members of the Board having accepted office under the same, and it now appearing doubtful whether the By-Laws created by the Board in accordance with the provisions of the aforesaid Act have the power and effect originally contemplated, and a new responsibility having been recently thrust upon the Board, involving the necessity of legal assistance, and taking into consideration the fact, that, up to the present time, the Dominion Government has failed to furnish the pecuniary assistance, &c., &c., applied for in the Board's Resolution, dated the 29th December, 1873, a copy of which was duly forwarded to the Honorable the Provincial Secretary, and by him transmitted to the Secretary of State. Therefore, it is hereby unanimously Resolved, that the Board do resign from date hercof. And, further, that the Secretary be requested to forward a copy of this resolution to the Secretary of State for Canada and also to have it inserted in the GOVERNMENT GAZETTE.

(Signed) J. A. RAYMUR,  
Chairman.

THOS. LETT STAHLSCMIDT,  
Acting Chairman.

HERBERT G. LEWIS.

W. R. CLARKE.

JOHN DEVEREUX.

R. P. RITHET.

W. H. MCNEILL.

**PILOT BOARD NOTICE.**

THE following is published for general information.

VICTORIA, Dec. 10th, 1874.

MR. FREDERICK REVELY, having duly passed the required examination, is licenced to act as Pilot from date hereof.

By Order of the Board.

T. L. STAHLSCMIDT,  
*Acting Chairman.*

**NOTICE**

IS HEREBY GIVEN, that on and after Saturday, the Twenty-fourth of October, all mining claims legally held in the District of Kootenay, will be laid over until the First of June, One thousand eight hundred and seventy-five.

CORNELIUS BOOTH,  
*Acting Gold Commissioner, Kootenay District.*  
October 14th, 1874.

**NOTICE.**

NOTICE IS HEREBY GIVEN, that application will be made at the next Session of the Legislative Assembly of the Province of British Columbia, by the WILLIAMS CREEK BED-ROCK FLUME AND DITCH COMPANY (Limited), for an Act to renew in favor of the said Company, for a further period of ten years from the 29th day of March, 1876, all and singular the rights, privileges, and benefits conferred upon them by the "Williams Creek Flume Ordinance, 1866."

Dated, October 2nd, 1874.

**In the Legislative Assembly.**

SESSION 1874-5.

CITY OF VICTORIA, 23RD NOV., 1874.

NOTICE IS HEREBY GIVEN, that it is intended to make application to the Legislative Assembly during the next ensuing Session for leave to bring in a Bill to consolidate and amend the Ordinances and Statutes now in force relating to the Corporation of the City of Victoria.

WM. LEIGH,  
*Clerk, Municipal Council.*

**NOTICE**

IS HEREBY GIVEN, that an application will be made at the next ensuing Session of the Legislative Assembly of British Columbia, for leave to introduce a Bill to declare legal and valid the title of persons who have purchased certain real estate, sold by the Municipal Council of the City of New Westminster, or under their authority, for the non-payment of Municipal taxes.

New Westminster, B. C.,  
1st December, 1874.

**NOTICE.**

In the matter of the Estate and Effects of ALLEN D. GRANT, deceased, intestate.

ALL persons who are indebted to the above Estate are required to pay the amounts due forthwith; and all persons who have any claims against the said Estate are required to send in their accounts, duly proved, on or before the 9th day of January, 1875, to

CHAS. E. POOLEY,  
*Official Administrator.*  
Dated, Victoria, 9th October, 1874.

**NOTICE.**

In the matter of the Estate and Effects of JAMES O'BRIEN, deceased, intestate.

ALL persons who are indebted to the above Estate are required to pay the amounts due forthwith; and all persons who have any claims against the said Estate are required to send in their accounts, duly proved, on or before the 18th day of February, 1875, to

CHAS. E. POOLEY,  
*Official Administrator.*  
Dated, Victoria, 1st December, 1874.

**NOTICE.**

In the matter of the Estate and Effects of JOHN S. TROOK, deceased, intestate.

ALL persons who are indebted to the above Estate are required to pay the amounts due forthwith and all persons who have any claims against the said Estate are required to send in their accounts, duly proved, on or before the 9th day of January, 1875, to

CHAS. E. POOLEY,  
*Official Administrator.*  
Dated, Victoria, 9th October, 1874.

**NOTICE.**

In the matter of the Estates and Effects of JOHN BOWERS, JAMES THOMAS, and RALPH WATSON, deceased intestate.

ALL PERSONS who are indebted to the above Estates are required to pay the amounts due forthwith; and all persons who have any claims against the said Estates are required to send in their accounts duly proved on or before the 17th day of March, 1875, to

CHAS. E. POOLEY,  
*Official Administrator.*  
Victoria, 17th December 1874.

**Gold Commissioner's Notice.**

ALL Mining Claims legally held in Cassiar District, British Columbia, will be laid over from the 1st October, 1874, till the 1st June, 1875, subject however to clause 9 of the "Gold Mining Amendment Act, 1872."

J. H. SULLIVAN,  
*Gold Commissioner.*  
Lake Town, Cassiar, 29th August, 1874.

**IN THE LEGISLATIVE ASSEMBLY.**

SESSION, 1874-5.

BRITISH COLUMBIA PROTESTANT ORPHANS' HOME.

NOTICE IS HEREBY GIVEN, that application will be made at the next Session of the Legislative Assembly, for an Act to Incorporate the British Columbia Protestant Orphans' Home Association; an Association having for its object the care, maintenance, and education of Orphans and destitute children in British Columbia.

Dated at Victoria, the 6th day of July, 1874.

**NOTICE.**

IN accordance with the "Mineral Ordinance, 1869," and the "Mineral Ordinance Amendment Act, 1873," the Victoria Silver Mining Company (Limited) will apply for a Crown Grant of the amount of Land they are entitled to by ownership of Prospecting License No. (6) Six, issued in Yale District.

R. P. RITHET, *Secretary.*  
Yale, July 14th, 1874.

**IN THE LEGISLATIVE ASSEMBLY.**

SESSION, 1874-5.

CITY OF VICTORIA WATER-WORKS.

NOTICE IS HEREBY GIVEN, that it is intended to make application to the Legislative Assembly, during the next ensuing Session, for leave to bring in a Bill to amend the "Corporation of Victoria Water-works Act, 1873," so as to enable the Corporation of the City of Victoria to issue Debentures to the extent of \$50,000 in addition to those already issued under the provisions of the said Act, for the purpose of completing the Water-works of the said City of Victoria.

WM. LEIGH,  
*Clerk to the Corporation.*





## PROVINCE OF BRITISH COLUMBIA.

**Victoria,** by the Grace of God, of the United Kingdom of Great Britain and Ireland, QUEEN, Defender of the Faith, &c., &c., &c.

*To all to whom these Presents shall come,—GREETING.*

**W**HEREAS by Section 4 of "The Municipality Act, 1872," it is provided, that—"The Lieutenant-Governor in Council, by Letters Patent, under the Public Seal of the Province, and upon the Petition of at least two-thirds of the male freeholders, householders, free miners, pre-emptors, and leaseholders for a term of not less than two years, being respectively of the full age of twenty-one years, and resident in any locality, in which locality there shall be not less than thirty male residents, as aforesaid, shall Incorporate such locality as a Municipality;"

And whereas a Petition has been addressed to the Lieutenant-Governor in Council, as aforesaid, by two-thirds of the male freeholders, householders, free miners (if any), pre-emptors, and leaseholders as aforesaid, of the Nanaimo and Newcastle Town Sites, being respectively of the full age of twenty-one years, and resident in such localities, in which localities there are thirty male residents as aforesaid, praying that the said localities may be Incorporated as a Municipality;

And whereas JOSEPH WILLIAM TRUTCH, as such Lieutenant-Governor in Council as aforesaid, under and by virtue of the powers and authorities conferred upon him in Council as aforesaid, by "The Municipality Act, 1872," "The Municipality Act Amendment Act, 1873," and "The Municipality Amendment Act, 1874," and of all other powers and authorities him, as aforesaid, in that behalf enabling, hath ordered and proclaimed that all that piece of land known as the Townsite of Nanaimo and the Townsite of Newcastle, and bounded as follows:—Commencing at the North-East corner of the Indian Reserve at Nanaimo Harbour; thence in a Northerly direction following the sinuosities of the shore line to the South-East corner of Millstone River Bridge; thence to the North-East corner of said bridge; thence following the shore line in a Northerly direction to the North-East corner of Lot Twenty-four (24), Block Two (II.), as shown on the Official Map of Newcastle Town; thence in a Westerly direction straight along the Northern boundaries of Blocks One (1) and Two (2), for a distance of about fifteen (15) chains and fifty (50) links; thence at right-angles in a Southerly direction straight to the left bank of Millstone River; thence following said left bank, in a Westerly direction, to a point opposite the North-West corner of Lot Eleven (11), Block Forty-seven (XLVII), Nanaimo Town, as shown upon the map deposited in the Land Registry Office, Victoria, on the 30th day of November, 1868; thence crossing said river to the North-West corner of Lot Eleven (11), Block Forty-seven (XLVII); thence in a South-Westerly direction along the Western boundaries of Lots Eleven (11), Ten (10), Nine (9), Eight (8), Seven (7), Six (6), Five (5), and Three (3), Block Forty-seven (XLVII), to the Comox Road; thence in a North-Westerly direction along the North side of said road for a distance of about twenty (20) chains, to a point opposite the North-West corner of Lot Three (3), Block T on the said map; thence South-Westerly along the Western boundaries of Lots Three (3), Two (2), and One (1), Block T; Lots Two (2) and One (1), Block S; Lots Four (4), Three (3), and One (1), Block R; Lots Four (4), Three (3), Two (2), and One (1), Block Q; Lots Five (5), Four (4), Three (3), Two (2), and One (1), Block P, crossing Campbell, Wentworth, Fitzwilliam, and Franklyn Streets; thence in a South-Easterly direction crossing Albert Street and running along the Southern boundaries of Lots Four (4), Three (3), Two (2), and One (1) Block O, Lots Four (4), Three (3), Two (2), and One (1), Block N, and also crossing Hecate Street; thence in a Southerly direction crossing Victoria and Nicoll Streets to the South-West corner of Lot One (1), Block D; thence along the Southern boundary of Lot One (1), Block D, and Lot One (1), Block E, crossing Halliburton Street to the South-East corner of the said Lot One (1), Block E; thence in a Northerly direction along the Eastern boundaries of said Lot One (1), Block E, and Lots Four (4), Three (3), Two (2), and One (1), Block B, crossing Needham Street, being also the Western boundary of said Indian Reserve; thence Easterly along the Northern boundary of said Indian Reserve to the point of commencement, including all wharves, jetties, and buildings abutting on the shore line, and all bridges crossing and connecting the boundaries above described, and the inhabitants thereof, should, from and after the Twenty-fourth day of December, 1874, be incorporated as a Municipality, under the said Acts, and under the provisions hereinafter contained or referred to.



NOW KNOW YE, that by these presents, We do hereby order and proclaim that the said piece of land, and the inhabitants thereof, shall, from and after the date hereof, be Incorporated as a Municipality, under the said Acts, and under the provisions hereinafter contained or referred to.

The said Municipality shall be called and known by the name and style of "The Corporation of the City of Nanaimo."

The said Municipality shall comprise all that piece or parcel of land hereinbefore described.

The Council shall consist of Seven Councillors and a Mayor, and the whole number present at each meeting thereof shall not be less than Four.

The nomination for the first election of Councillors shall be on the 18th day of January, 1875, at 12 o'clock noon, and the election, in case a poll shall be demanded, shall be on the 19th day of January, 1875, and shall continue for one day only, and the poll shall be kept open between the hours of 9 A.M. and 5 P.M., and Thomas Lea Fawcett, Esquire, shall be the Returning Officer thereat.

The nomination shall take place, and the poll, if any, shall be held at the Court House

Ten days' notice of the time and place of nomination and holding of the poll shall be given by the said Returning Officer; such notice to be posted during that period on the outer door of the Court House and School House.

Every person qualified to vote shall have Eight votes, being one for each Councillor to be elected and one for the Mayor, but he may vote for any less number than Eight. Provided, always, that he shall not cast more than one vote in favor of any one Candidate, or vote on more than one occasion, except for Mayor. And in the event of the number of votes being found to have been equal for any two or more Candidates, one or more of whom, but not all of such Candidates, being by the state of the poll entitled to be declared elected, the Returning Officer shall by a casting vote or votes as the case may be, decide which of the Candidates for whom the votes may be equal shall be elected. Provided, that the said Returning Officer shall not vote except in the case of an equality of votes as aforesaid.

All expenses attendant upon the said election shall be borne by the Candidates in equal proportion; such expenses shall not exceed in the whole One hundred dollars.

The Candidates (duly qualified) who shall obtain the greatest number of votes shall be Municipal Councillors and Mayor respectively.

The voting for Mayor and Councillors shall be by Ballot, and no one shall vote by proxy, and separate ballot boxes shall be kept for the votes of Mayor and Councillors.

If the Mayor, or any of the Municipal Councillors, or any person on his or their behalf, or any person in partnership with him or them, shall enter into or obtain any interest, directly or indirectly, in any contract entered into by or with the Corporation, such Mayor or Municipal Councillor having any interest in any contract, or having become disqualified as aforesaid, shall immediately be disqualified from continuing to be Mayor or Municipal Councillor, as the case may be.

Provided, always, that if any Mayor or Municipal Councillor, or either of them, shall vote at any meeting of the Municipal Council, or shall not resign his office within the space of one calendar month from the time when he shall have entered into or obtained any interest in any such contract as aforesaid, such Mayor or Municipal Councillor shall forfeit to the Corporation a sum of Two hundred and fifty dollars, and as to the said sum, the same may be recovered by action, to be brought in the name of "The Corporation of the City of Nanaimo," but all votes given under such circumstances shall be valid.

The Returning Officer shall, on the day of nomination, at noon, nominate such persons as shall be put in nomination in that behalf, by some duly qualified voter, as Candidates for the office of Mayor and Councillors, as prescribed by "The Municipality Act Amendment Act, 1873," a show of hands shall then take place, and the Returning Officer shall thereupon declare which of the Candidates has or have been elected, by the show of hands, for the office of Mayor and Councillors respectively.

Any Candidate, or voter on his behalf, may thereupon demand a poll, which shall be taken on the day of polling, and the Returning Officer shall, within twenty-four hours after the close of the poll, publicly declare the number polled by each Candidate, and who has or have been elected by the greatest number of votes.

The opening of the ballot boxes and counting the votes, shall be done in the presence of the Candidates, if they attend for that purpose.

The Returning Officer, after the declaration of the poll, shall retain the ballot papers and boxes until a Clerk shall be duly appointed, to whom he shall forthwith deliver the same.

Every person who shall have presented himself for nomination, and who shall have been elected a Municipal Councillor or Mayor must serve, or in default pay a sum of Two hundred and fifty dollars towards the Municipal Revenue; such sum, with costs, to be recoverable by the Clerk of the Municipal Council, summarily, before any Justice of the Peace aforesaid.

In case of the death, bankruptcy, insolvency, resignation, or permanent absence for the space of three consecutive calendar months from the Municipality, of the Mayor for the time being, or in case the Mayor shall decline to accept office, the Municipal Councillor who shall be selected by the Municipal Council for that purpose, shall preside at the meetings of the Municipal Council, and shall have the same powers, duties, and privileges, and be subject to the same liabilities and responsibilities which the Mayor would have had, and been subject to, if presiding, until the election of another Mayor as provided for by "The Municipality Amendment Act, 1874."

In case of the death, bankruptcy, insolvency, resignation, or permanent absence from the Municipality for the space of three calendar months, of any one or more Councillors, or in case of a Municipal Councillor filling such vacancy in the office of Mayor, the Mayor shall by writing call on the Returning Officer to cause some duly qualified person to be elected in the stead of the vacating Councillor, by some day, not sooner than twenty-one days from the date of the said



notice; and such election shall take place accordingly, and such Councillor shall act for the residue of the term for which such Councillor so dead, bankrupt, insolvent, absent, or resigned, would have held the same.

The Mayor shall, within ten days from such vacancy, fix the day for the nomination and election of such new Municipal Councillor or Councillors, and the nomination and polling shall be held in manner aforesaid.

The validity of all contested elections shall be tried before any Judge of the Supreme Court, in manner following:—Any voter or candidate may present a petition to the said Supreme Court, praying that the election of any Municipal Councillor may be avoided, on either of the following grounds:—by reason of bribery, intimidation, or undue influence; by reason of such Municipal Councillor not having obtained a majority of the votes of the duly qualified electors; by reason of such Municipal Councillor not possessing the requisite qualification, or being under some disqualification as aforesaid.

The petitioner shall, in each case, give such security for costs as the Court shall direct.

The order of the Judge on the said petition shall be final and conclusive, and may contain all necessary directions for the holding new elections, or otherwise, as may be requisite.

Such Judge may, from time to time, make rules for regulating the trial of such petitions, and the matters and things connected therewith.

The first meeting of the Council shall be held on the 22nd day of January, 1875, at the Court House at Seven o'clock P.M.

The Municipal Council shall hold its ordinary meetings openly, and no person shall be excluded except for improper conduct. A special meeting may be open or closed, as in the opinion of the Municipal Council, expressed by resolution in writing, the public interests require.

All acts, whatsoever, authorized or required by virtue of "The Municipality Act 1872," "The Municipality Act Amendment Act 1873," and "The Municipality Amendment Act 1874;" to be done by the Municipal Council and all questions of adjournment and others that may come before the Municipal Council may, save where otherwise expressed, be done and decided by the majority of the members of the Municipal Council who shall be present at any meeting held in pursuance of the said Acts or these Letters Patent, the whole number of members present at such meeting not being less than four; at such meeting, the Mayor, if present, shall preside, and the Mayor (or in the absence of the Mayor such Municipal Councillor as the members of the Municipal Council then assembled shall choose to be the Chairman of that meeting) shall have a casting vote in all cases of equality of votes; the minutes of the proceedings of all such meetings shall be drawn up and fairly entered into a book to be kept for that purpose, and shall be signed by the Mayor or Municipal Councillor presiding at such meeting; and the said minutes shall be open to the inspection of any person, who may make copies thereof and extracts therefrom, at all reasonable times, on payment, each time, of a fee of twenty-five cents.

Previous to the introduction of any business at any meeting of the Municipal Council, a notice in writing of any business proposed to be brought forward by any member, shall be publicly exhibited for twenty-four hours previously to such meeting, in some public place to be agreed upon by the Municipal Council.

Previous to any meeting of the Municipal Council, other than adjourned meetings, a notice of the time and place of such intended meeting shall be given three days at least before such meeting, by fixing a copy of the said notice at the Municipal Council Chambers; and such notice shall be signed by the Mayor, who shall have power to call a meeting of the Municipal Council as often as he shall think proper.

In case the Mayor shall refuse or neglect to call a meeting within three days after a requisition for that purpose, signed by three members of the Municipal Council at the least, shall have been presented to him, it shall be lawful for the said three members to call a meeting of the Municipal Council by giving such notice as is hereinafter declared in that behalf; such notice to be signed by the said three members, instead of the Mayor, and stating therein the business proposed to be transacted at such meeting; and, in every case, a summons to attend the Municipal Council, specifying the business proposed to be transacted at such meeting, signed by the Mayor or the members, as the case may be, shall be left at the usual places of abode of every member of the Municipal Council, or at the premises in the Municipality where he resides, three clear days at least before such meeting; and no business shall be transacted at such meeting other than the business which is specified in the notice.

The Municipal Council may, out of their own body, from time to time appoint such and so many Committees, and consisting of such members as they may think fit, for any purposes which, in the discretion of the Municipal Council, would be better regulated and managed by means of such Committees, but all proceedings of such Committees shall be subject to the approval of the Municipal Council.

Every By-Law shall be passed by the vote or resolution of a least four members of the Municipal Council, and at a meeting where at least four members of the Municipal Council shall be present.

A copy of every By-Law shall be transmitted to the Lieutenant-Governor by the Clerk of the Municipal Council, within one month after the final passage of the same, signed by the said Clerk, and countersigned by the Mayor or presiding Municipal Councillor, and sealed with the Corporate seal.

The Mayor duly elected shall be designated as the Mayor of Nanaimo, and his powers, privileges, and duties, save as altered by, or inconsistent with, these Letters Patent, shall be the same as those prescribed by "The Municipality Act, 1872," "The Municipality Act Amendment Act, 1873," and "The Municipality Amendment Act, 1874."

At such first meeting, or as soon thereafter as possible, the Council may appoint a Clerk, Treasurer, Collector, and Assessor, or such officers as they may deem necessary, who shall hold office during the pleasure of the Council, and receive such remuneration as the Council may by By-Law appoint.

IN TESTIMONY WHEREOF, We have caused these Letters to be made Patent, and the Public Seal of the Province of British Columbia to be hereunto affixed: WITNESS, the Honorable JOSEPH WILLIAM TRUTCH, Lieutenant-Governor of the said Province of British Columbia, in the City of Victoria, in the said Province, this twenty-fourth day of December, A. D. One thousand eight hundred and seventy-five, and in the thirty-eighth year of Our Reign.

By Command.

JOHN ASH,

*Provincial Secretary.*